

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
Case No. 1:17-cv-00184-CCE-LPA**

**BARRY HONIG, an individual,**

**Plaintiff,**

**v.**

**ROBERT LADD, an individual; MGT  
CAPITAL INVESTMENTS, INC.,  
A Delaware corporation; TERI BULH,  
an individual; and DOES 1-20,**

**Defendants.**

**DECLARATION OF  
DAVID E. FOX, ESQ.**

DAVID E. FOX, ESQ., hereby declares, pursuant to 28 U.S.C. § 1746 and under penalty of perjury, as follows:

1. I am a member at the law firm of Moore & Van Allen PLLC, counsel for Plaintiff Barry Honig in the above-captioned matter.

2. I submit this Declaration to provide the Court with documents pertinent to Mr. Honig's opposition to the Motion to Dismiss of defendants Robert Ladd and MGT Capital Investments, Inc. ("MGT Capital").

3. To the best of my knowledge, information, and belief, the exhibits to this Declaration are true and correct copies of the following documents:

a. Attached hereto as **Exhibit A** is a copy of an article dated May 26, 2016, entitled "Microcap Attorney Jaclin's Co-Conspirator Turned DOJ Witness in

Shell Factory Scheme,” as it appeared at [www.teribuhl.com](http://www.teribuhl.com) on July 17, 2017, at which time I accessed this page from my office in Charlotte, North Carolina.

b. Attached hereto as **Exhibit B** is a copy of an article dated September 23, 2016, entitled “Investor Barry Honig Subject of SEC MGT Capital Subpoena,” as it appeared at [www.teribuhl.com](http://www.teribuhl.com) on July 17, 2017, at which time I accessed this page from my office in Charlotte, North Carolina.

c. Attached hereto as **Exhibit C** is a copy of an article dated February 9, 2017, entitled “California DOJ investigating Honig and The Frost Group,” as it appeared at [www.teribuhl.com](http://www.teribuhl.com) on July 17, 2017, at which time I accessed this page from my office in Charlotte, North Carolina.

d. Attached hereto as **Exhibit D** is a copy of an article dated February 9, 2017, entitled “Here it is: that MGT Capital SEC Subpoena,” as it appeared at [www.teribuhl.com](http://www.teribuhl.com) on July 17, 2017, at which time I accessed this page from my office in Charlotte, North Carolina.

This 17<sup>th</sup> day of July, 2017.

/s/ David E. Fox  
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**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing **DECLARATION OF DAVID E. FOX, ESQ.** was electronically filed with the Clerk of Court using the Court's CM/ECF system, which will send notification of such filing to the following counsel of record:

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This 17th day of July, 2017.

/s/ David E. Fox  
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